

1600 Receipt



Attorney's Docket No. 5405-232DV

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Amalfitano et al.  
Serial No.: 09/972,794  
Filed: October 5, 2001  
For: DELETED ADENOVIRUS VECTORS AND METHODS OF MAKING  
AND ADMINISTERING THE SAME

Group: 1632  
Examiner: Nguyen

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AUG 11 2003  
TECH CENTER 1600/2800

Date: May 29, 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUBMITTAL OF CORRECTED APPLICATION TRANSMITTAL

Sir:

Enclosed please find a corrected application transmittal for the above-referenced application. Due to an unintentional omission on the part of the appellant, the application transmittal as originally filed did not reference the claim of benefit to U.S. Provisional Application Serial No. 60/145,742, filed August 28, 1998. However, the specification as originally filed did include this priority claim, and such claim was made of record on the Official Filing Receipt (copy enclosed). Accordingly, this corrected application transmittal is being submitted merely to correct and complete the written record for the above-referenced application.

Applicants do not believe any fee is associated with this submission; if Applicants are in error, the Commissioner is authorized to charge any fees to our Deposit Account Number 50-0220.

Respectfully submitted,  
  
Karen A. Magri  
Registration No. 41,695

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 29, 2003.

Sloan Hobbs



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY DOCKET NO.: 5405-232DV

DATE: October 5, 2001

**UTILITY PATENT APPLICATION TRANSMITTAL LETTER  
AND FEE TRANSMITTAL FORM (37 CFR 1.53(b))**

BOX PATENT APPLICATION

Commissioner for Patents

Washington, DC 20231

Sir:

Transmitted herewith for filing under 37 CFR 1.53(b) is:

☒ a patent application

☐ a Continuation

☒ a Divisional

☐ a Continuation-in-Part (CIP)

of prior application no.: 09/384,749, filed August 27, 1999 which claims the benefit of U.S. Provisional Application Serial No. 60/145,742, filed August 28, 1998

☐ A Small Entity Statement(s) was filed in the prior application; Status still proper and desired.

Inventor(s) or Application Identifier: **Andrea Amalfitano**, Durham, North Carolina

**Yuan Tsong Chen**, Chapel Hill, North Carolina

**Huimin Hu**, Memphis, Tennessee

Entitled: **DELETED ADENOVIRUS VECTORS AND METHODS OF MAKING AND ADMINISTERING THE SAME**

Enclosed are:

1. ☒ Application Transmittal Letter and Fee Transmittal Form (*A duplicate is enclosed for fee processing*)
2. ☒ 122 pages of Specification (including 236 claims)
3. ☒ (39) sheets of Formal Drawings (35 USC 113)
4. ☒ Oath or Declaration
  - a. ☐ newly executed (*original or copy*)
  - b. ☒ copy from prior application (37 CFR 1.63(d) (*for continuation/divisional*) [Note Box 5 Below]
  - c. ☐ DELETION OF INVENTOR(S) (*Signed statement deleting inventor(s) named in the prior application*)
5. ☒ Incorporation By Reference (*useable if box 4b is checked*)

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. ☐ Microfiche Computer Program (*Appendix*)
7. ☒ Assignment papers (**Filed in parent application**)
8. ☐ Small Entity Statement(s)
9. ☒ Information Disclosure Statement, PTO-1449, and 147 references cited (**references not enclosed**)
10. ☒ Preliminary Amendment (***Please enter all claim amendments prior to calculating the filing fee.***)
11. ☐ English Translation Document
12. ☐ Certified Copy of Application No.

KAM

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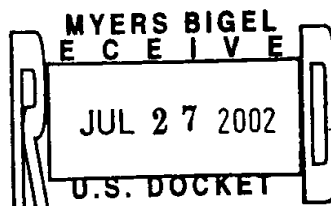


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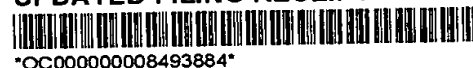
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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/972,794	10/05/2001	1633	4470	5405-232DV	40	178	12

CONFIRMATION NO. 5221

 20792  
 MYERS BIGEL SIBLEY & SAJOVEC  
 PO BOX 37428  
 RALEIGH, NC 27627


UPDATED FILING RECEIPT



\*OC00000008493884\*

Date Mailed: 07/22/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

 Andrea Amalfitano, Durham, NC;  
 Yuan Tsong Chen, Chapel Hill, NC;  
 Huimin Hu, Memphis, TN;

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## Domestic Priority data as claimed by applicant

 THIS APPLICATION IS A DIV OF 09/384,749 08/27/1999 PAT 6,328,958  
 WHICH CLAIMS BENEFIT OF 60/145,742 08/28/1998 ABN

## Foreign Applications

If Required, Foreign Filing License Granted 05/06/2002

Projected Publication Date: 10/31/2002

Non-Publication Request: No

Early Publication Request: No

## Title

Deleted adenovirus vectors and methods of making and administering the same

## Preliminary Class

424

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Title 37, Code of Federal Regulations, 5.11 & 5.15**

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